

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

TONY TAYLOR,  
14606 Poplar Street  
Southgate, MI 48195  
(734) 231-1350  
*Bogey021@hotmail.com*

Plaintiff,

v.

WELLS FARGO BANK, NA, AS TRUSTEE  
OF THE HARBORVIEW MORTGAGE LOAN  
PASS-THROUGH CERTIFICATES,  
SERIES 2006-12, AND SELECT PORTFOLIO  
SERVICING.

Defendants.

Case No. 4:13-CV-10859  
Hon. Mark A. Goldsmith  
Magistrate Judge Laurie J. Michelson

Removed from:  
Wayne County Circuit Court  
Case No. 13-001111-CH

**ORDER DENYING PENDING MOTIONS TO DISMISS WITHOUT PREJUDICE AS  
MOOT, DISMISSING DEFENDANTS HARBORVIEW MORTGAGE LOAN PASS-  
THROUGH CERTIFICATES, SERIES 2006-12 TRUST, COUNTRYWIDE HOME  
LOANS, INC. D/B/A AMERICA'S WHOLESALE LENDER, ADVANTAGE HOME  
LOANS, BANK OF AMERICA, NA, BANK OF NEW YORK MELLON, GREENWICH  
CAPITAL ACCEPTANCE, INC., AND MORTGAGE ELECTRONIC REGISTRATION  
SYSTEMS, INC., WITHOUT PREJUDICE, AND GRANTING MOTION TO  
WITHDRAW AS COUNSEL FOR PLAINTIFF**

The Court held a Telephonic Status Conference with the parties on November 20, 2013.

As discussed during that Conference, the Court orders as follows:

- a. That the pending motions to dismiss filed by Defendants, Wells Fargo Bank, NA, as Trustee of the Harborview Mortgage Loan Pass-Through Certificates, Series 2006-12, Select Portfolio Servicing, Mortgage Electronic Registration Systems, Inc., Bank of America, NA, Bank of New York Mellon, Countrywide Home Loans, Inc. d/b/a America's Wholesale Lender, and Greenwich Capital Acceptance, Inc., are denied without prejudice as moot, in light of Plaintiff's First Amended Complaint;

b. That Defendants, Harborview Mortgage Loan Pass-Through Certificates, Series 2006-12 Trust, Countrywide Home Loans, Inc. d/b/a America's Wholesale Lender, Advantage Home Loans, Bank of America, NA, Bank of New York Mellon, Greenwich Capital Acceptance, Inc., and Mortgage Electronic Registration Systems, Inc., are dismissed from the case without prejudice;

c. That the Motion to Withdraw as Counsel for Plaintiff filed by attorney Andrew G. Peterson and The McCann Law Group, LLC f/k/a Consumer Attorney Services, is granted;

d. That Plaintiff shall have thirty (30) days from November 20, 2013 to retain new counsel in this case;

e. That if new counsel for Plaintiff does not file an appearance in this case by December 20, 2013, then Plaintiff will proceed pro se and may be served at the following address: 14606 Poplar Street, Southgate, Michigan 48195.

f. That the remaining Defendants, Wells Fargo Bank, NA, as Trustee of the Harborview Mortgage Loan Pass-Through Certificates, Series 2006-12, and Select Portfolio Servicing, shall not file any further responsive pleadings or motions to dismiss until further order of the Court.

IT IS SO ORDERED.

Dated: November 22, 2013  
Flint, Michigan

s/Mark A. Goldsmith  
MARK A. GOLDSMITH  
United States District Judge

**CERTIFICATE OF SERVICE**

The undersigned certifies that the foregoing document was served upon counsel of record and any unrepresented parties via the Court's ECF System to their respective email or First Class U.S. mail addresses disclosed on the Notice of Electronic Filing on November 22, 2013.

s/Deborah J. Goltz  
DEBORAH J. GOLTZ  
Case Manager